



## PATENT APPLICATION

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

**ATTORNEY DOCKET NO. 40062.91US01  
MS DOCKET NO. 155704.1**

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **SYSTEM AND METHOD FOR RELIABLY REPLICATING DATA**  
the specification of which is attached hereto unless the following box is checked:

☒ which was filed on July 26, 2001 as US Application No. 09/917,261 or PCT International Application Number and was amended on (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

### Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of an foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C.
			Yes: <input type="checkbox"/> No: <input type="checkbox"/>

### Provisional Application

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE

### U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (patented/pending/abandoned)

### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Larson, James A.	Reg. No. 40,443
Ali, M. Jeffer	Reg. No. 46,359	Leon, Andrew J.	Reg. No. 46,869
Alterra, Allan G.	Reg. No. 40,274	Leonard, Christopher J.	Reg. No. 41,940
Anderson, Gregg I.	Reg. No. 28,828	Liepa, Mara E.	Reg. No. 40,066
Batzli, Brian H.	Reg. No. 32,960	Lindquist, Timothy A.	Reg. No. 40,701
Beard, John L.	Reg. No. 27,612	Lown, Jean A.	Reg. No. P-48,428
Berns, John M.	Reg. No. 43,496	Mayfield, Denise L.	Reg. No. 33,732
Branch, John W.	Reg. No. 41,633	McDonald, Daniel W.	Reg. No. 32,044
Bremer, Dennis C.	Reg. No. 40,528	McIntyre, Jr., William F.	Reg. No. 44,921
Brown, Jeffrey C.	Reg. No. 41,643	Mitchem, M. Todd	Reg. No. 40,731
Bruess, Steven C.	Reg. No. 34,130	Mueller, Douglas P.	Reg. No. 30,300
Byrne, Linda M.	Reg. No. 32,404	Nelson, Anna M.	Reg. No. P-48,935
Campbell, Keith	Reg. No. 46,597	Parsons, Nancy J.	Reg. No. 40,364
Carlson, Alan G.	Reg. No. 25,959	Pauly, Daniel M.	Reg. No. 40,123
Caspers, Philip P.	Reg. No. 33,227	Phillips, John B.	Reg. No. 37,206
Clifford, John A.	Reg. No. 30,247	Pino, Mark J.	Reg. No. 43,858
Daignault, Ronald A.	Reg. No. 25,968	Prendergast, Paul	Reg. No. 46,068
Daley, Dennis R.	Reg. No. 34,994	Pytel, Melissa J.	Reg. No. 41,512
Dalglish, Leslie E.	Reg. No. 40,579	Qualey, Terry	Reg. No. 25,148
Daulton, Julie R.	Reg. No. 36,414	Reich, John C.	Reg. No. 37,703
DeVries Smith, Katherine M.	Reg. No. 42,157	Reiland, Earl D.	Reg. No. 25,767
DiPietro, Mark J.	Reg. No. 28,707	Roberts, Fred	Reg. No. 34,707
Doscotch, Matthew A.	Reg. No. P-48,957	Samuels, Lisa A.	Reg. No. 43,080
Edell, Robert T.	Reg. No. 20,187	Schmaltz, David G.	Reg. No. 39,828
Epp Ryan, Sandra	Reg. No. 39,667	Schuman, Mark D.	Reg. No. 31,197
Glance, Robert J.	Reg. No. 40,620	Schumann, Michael D.	Reg. No. 30,422
Goggin, Matthew J.	Reg. No. 44,125	Scull, Timothy B.	Reg. No. 42,137
Golla, Charles E.	Reg. No. 26,896	Sebald, Gregory A.	Reg. No. 33,280
Gorman, Alan G.	Reg. No. 38,472	Skoog, Mark T.	Reg. No. 40,178
Gould, John D.	Reg. No. 18,223	Spellman, Steven J.	Reg. No. 45,124
Gregson, Richard	Reg. No. 41,804	Stoll-DeBell, Kirstin L.	Reg. No. 43,164
Gresens, John J.	Reg. No. 33,112	Sullivan, Timothy P.	Reg. No. 47,981
Hamcr, Samuel A.	Reg. No. 46,754	Sumner, John P.	Reg. No. 29,114
Hamre, Curtis B.	Reg. No. 29,165	Swenson, Erik G.	Reg. No. 45,147
Harrison, Kevin C.	Reg. No. 46,759	Tellekson, David K.	Reg. No. 32,314
Hennings, Mark R.	Reg. No. P-48,982	Trembath, Jon R.	Reg. No. 38,344
Hertzberg, Brett A.	Reg. No. 42,660	Tunheim, Marcia A.	Reg. No. 42,189
Hillson, Randall A.	Reg. No. 31,838	Underhill, Albert L.	Reg. No. 27,403
Holzer, Jr., Richard J.	Reg. No. 42,668	Vandenburgh, J. Derek	Reg. No. 32,179
Hope, Leonard J.	Reg. No. 44,774	Wahl, John R.	Reg. No. 33,044
Jardine, John S.	Reg. No. P-48,835	Weaver, Karrie G.	Reg. No. 43,245
Johnston, Scott W.	Reg. No. 39,721	Welter, Paul A.	Reg. No. 20,890
Kadievitch, Natalie D.	Reg. No. 34,196	Whipps, Brian	Reg. No. 43,261
Kaseburg, Frederick A.	Reg. No. 47,695	Whitaker, John E.	Reg. No. 42,222
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255

In addition, I also hereby appoint the following attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith:

Kate E. Sako, Reg. No. 32,628  
Daniel D. Crouse, Reg. No. 32,022

<b>Send Correspondence to:</b>  John E. Whitaker, Reg. No. 42,222 Merchant & Gould P.C. P.O. Box 2903 Minneapolis, MN 55402-0903	<b>Direct Telephone Calls To:</b>  206.342.6256
---	---



27488

PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: DAVID A. ORBITSCitizenship: USAResidence: Redmond, WashingtonPost Office Address: 17028 NE 139<sup>th</sup> Street, Redmond, Washington 98052

David A. Orbits  
Inventor's Signature

1/10/2002  
Date

Full Name of Inventor: PRAERIT GARGCitizenship: INDIAResidence: Kirkland, WashingtonPost Office Address: 8121 NE 100<sup>th</sup> Place, Kirkland, Washington 98034

\_\_\_\_\_  
Inventor's Signature

\_\_\_\_\_  
Date

Full Name of Inventor: SUDARSHAN A. CHITRECitizenship: INDIAResidence: Redmond, WashingtonPost Office Address: 15606 NE 40<sup>th</sup> Street, Apt. #V-279, Redmond, Washington 98052  
Inventor's Signature01/09/2002  
DateFull Name of Inventor: BALAN SETHU RAMANCitizenship: USAResidence: Redmond, WashingtonPost Office Address: 16335 NE 50<sup>th</sup> Street, Redmond, Washington 98052  
Inventor's Signature18th Feb 2002  
Date



## PATENT APPLICATION

### DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

ATTORNEY DOCKET NO. 40062.91US01  
MS DOCKET NO. 155704.1

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **SYSTEM AND METHOD FOR RELIABLY REPLICATING DATA**  
the specification of which is attached hereto unless the following box is checked:

☒ which was filed on July 26, 2001 as US Application No. 09/917,261 or PCT International Application Number and was amended on (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

### Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of an foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C.
			Yes: <input type="checkbox"/> No: <input type="checkbox"/>

### Provisional Application

I hereby claim the benefit under Title 35, United States Code Section 119(c) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE

### U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (patented/pending/abandoned)

### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Larson, James A.	Reg. No. 40,443
Ali, M. Jeffer	Reg. No. 46,359	Leon, Andrew J.	Reg. No. 46,869
Altera, Allan G.	Reg. No. 40,274	Leonard, Christopher J.	Reg. No. 41,940
Anderson, Gregg I.	Reg. No. 28,828	Liepa, Mara E.	Reg. No. 40,066
Batzli, Brian H.	Reg. No. 32,960	Lindquist, Timothy A.	Reg. No. 40,701
Beard, John L.	Reg. No. 27,612	Lown, Jean A.	Reg. No. P-48,428
Berns, John M.	Reg. No. 43,496	Mayfield, Denise L.	Reg. No. 33,732
Branch, John W.	Reg. No. 41,633	McDonald, Daniel W.	Reg. No. 32,044
Bremer, Dennis C.	Reg. No. 40,528	McIntyre, Jr., William F.	Reg. No. 44,921
Brown, Jeffrey C.	Reg. No. 41,643	Mitchem, M. Todd	Reg. No. 40,731
Bruess, Steven C.	Reg. No. 34,130	Mueller, Douglas P.	Reg. No. 30,300
Byrne, Linda M.	Reg. No. 32,404	Nelson, Anna M.	Reg. No. P-48,935
Campbell, Keith	Reg. No. 46,597	Parsons, Nancy J.	Reg. No. 40,364
Carlson, Alan G.	Reg. No. 25,959	Pauly, Daniel M.	Reg. No. 40,123
Caspers, Philip P.	Reg. No. 33,227	Phillips, John B.	Reg. No. 37,206
Clifford, John A.	Reg. No. 30,247	Pino, Mark J.	Reg. No. 43,858
Daignault, Ronald A.	Reg. No. 25,968	Prendergast, Paul	Reg. No. 46,068
Daley, Dennis R.	Reg. No. 34,994	Pytel, Melissa J.	Reg. No. 41,512
Dalglish, Leslie E.	Reg. No. 40,579	Qualey, Terry	Reg. No. 25,148
Daulton, Julie R.	Reg. No. 36,414	Reich, John C.	Reg. No. 37,703
DeVries Smith, Katherine M.	Reg. No. 42,157	Reiland, Earl D.	Reg. No. 25,767
DiPietro, Mark J.	Reg. No. 28,707	Roberts, Fred	Reg. No. 34,707
Doscotch, Matthew A.	Reg. No. P-48,957	Samuels, Lisa A.	Reg. No. 43,080
Edell, Robert T.	Reg. No. 20,187	Schmaltz, David G.	Reg. No. 39,828
Epp Ryan, Sandra	Reg. No. 39,667	Schuman, Mark D.	Reg. No. 31,197
Glance, Robert J.	Reg. No. 40,620	Schumann, Michael D.	Reg. No. 30,422
Goggin, Matthew J.	Reg. No. 44,125	Scull, Timothy B.	Reg. No. 42,137
Golla, Charles E.	Reg. No. 26,896	Sebald, Gregory A.	Reg. No. 33,280
Gorman, Alan G.	Reg. No. 38,472	Skoog, Mark T.	Reg. No. 40,178
Gould, John D.	Reg. No. 18,223	Spellman, Steven J.	Reg. No. 45,124
Gregson, Richard	Reg. No. 41,804	Stoll-DeBell, Kirstin L.	Reg. No. 43,164
Gresens, John J.	Reg. No. 33,112	Sullivan, Timothy P.	Reg. No. 47,981
Hamer, Samuel A.	Reg. No. 46,754	Sumner, John P.	Reg. No. 29,114
Hamm, Curtis B.	Reg. No. 29,165	Swenson, Erik G.	Reg. No. 45,147
Harrison, Kevin C.	Reg. No. 46,759	Tellekson, David K.	Reg. No. 32,314
Hennings, Mark R.	Reg. No. P-48,982	Trembath, Jon R.	Reg. No. 38,344
Hertzberg, Brett A.	Reg. No. 42,660	Tunheim, Marcia A.	Reg. No. 42,189
Hillson, Randall A.	Reg. No. 31,838	Underhill, Albert L.	Reg. No. 27,403
Holzer, Jr., Richard J.	Reg. No. 42,668	Vandenburgh, J. Derek	Reg. No. 32,179
Hope, Leonard J.	Reg. No. 44,774	Wahl, John R.	Reg. No. 33,044
Jardine, John S.	Reg. No. P-48,835	Weaver, Karrie G.	Reg. No. 43,245
Johnston, Scott W.	Reg. No. 39,721	Welter, Paul A.	Reg. No. 20,890
Kadievitch, Natalie D.	Reg. No. 34,196	Whipps, Brian	Reg. No. 43,261
Kaseburg, Frederick A.	Reg. No. 47,695	Whitaker, John E.	Reg. No. 42,222
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255

In addition, I also hereby appoint the following attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith:

Kate E. Sako, Reg. No. 32,628  
Daniel D. Crouse, Reg. No. 32,022

<b>Send Correspondence to:</b>  John E. Whitaker, Reg. No. 42,222 Merchant & Gould P.C. P.O. Box 2903 Minneapolis, MN 55402-0903	<b>Direct Telephone Calls To:</b>  206.342.6256
---	---



27488

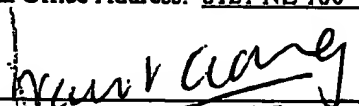
PATENT TRADEMARK OFFICE

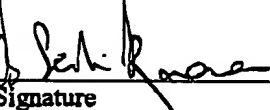
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: DAVID A. ORBITSCitizenship: USAResidence: Redmond, WashingtonPost Office Address: 17028 NE 139<sup>th</sup> Street, Redmond, Washington 98052

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

Full Name of Inventor: PRAERIT GARGCitizenship: INDIAResidence: Kirkland, WashingtonPost Office Address: 8121 NE 100<sup>th</sup> Place, Kirkland, Washington 98034Inventor's Signature Date 1/21/2002

Full Name of Inventor: SUDARSHAN A. CHITRECitizenship: INDIAResidence: Redmond, WashingtonPost Office Address: 15606 NE 40<sup>th</sup> Street, Apt. #V-279, Redmond, Washington 98052  
Inventor's Signature01/09/2002  
DateFull Name of Inventor: BALAN SETHU RAMANCitizenship: USAResidence: Redmond, WashingtonPost Office Address: 16335 NE 50<sup>th</sup> Street, Redmond, Washington 98052  
Inventor's Signature16 Feb 2002  
Date